

# The Orissa Gazette

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## LABOUR & EMPLOYMENT DEPARTMENT

### NOTIFICATION

The 3rd December 2008

No. 12310—li/1(B)-1/1993-L. E.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 21st November 2008 in Industrial Dispute Case No. 72/2008 of the Presiding Officer, Industrial Tribunal, Bhubaneswar to whom the industrial disputes between the Management of M/s Orissa Textiles Mills Ltd., Choudwar, Cuttack and its workman Shri Narahari Das was referred for adjudication is hereby published as in the Schedule below :

### SCHEDULE

#### IN THE INDUSTRIAL TRIBUNAL, BHUBANESWAR

INDUSTRIAL DISPUTE CASE No. 72 OF 2008

Dated the 21st November 2008

*Present :*

Shri Purna Chandra Mishra, O.S.J.S. (Sr. Branch)  
Presiding Officer, Industrial Tribunal,  
Bhubaneswar.

*Between :*

The Managing Director,  
Orissa Textiles Mills Ltd.,  
At/P.O./P.S. Choudwar,  
Dist. Cuttack.

.. First Party—Management

And

Shri Narahari Das,  
S/o Late Fakir Das, Village Bedari,  
P.O./P.S. Patkura,  
Dist. Cuttack.

.. Second Party—Workman

*Appearances :*

For both the parties

.. None

## AWARD

Originally, the Government of Orissa in the Labour & Employment Department had referred the following dispute for adjudication by the Presiding Officer, Labour Court, Bhubaneswar vide its Order No. 8474—li-1(B)-1/1993-L.E., dated the 17th July 1995 but subsequently it transferred the dispute to be adjudicated by the Presiding Officer, Industrial Tribunal, Bhubaneswar vide its Order No. 4138—li/21-32/2007-L.E., dated the 4th April 2008.

“Whether the the termination of the services of Shri Narahari Das, Workman T. No. 1719 Spinning-C of O.T.M. Ltd., Choudwar by way of retirement with effect of the 1st June 1991 by the management of M/s Orissa Textiles Mills Ltd., Choudwar vide No. 4667—OT61A, dated the 29th May 1991 is legal and/or justified ? If not, what relief Shri Das is entitled to ?”

2. This case was posted to the 18th November 2008 for *ex parte* hearing. On that day neither the workman appeared nor took any step in the matter.

The record reveals that earlier for non-participation of the management, it was set *ex parte* and accordingly the workman was directed to lead evidence *ex parte*. Due to non-appearance of the workman and absence of any evidence on record, the reference cannot be answered in any manner. Hence, a No Dispute Award is passed in so far as the present reference is concerned.

Dictated and corrected by me.

P. C. MISHRA  
21-11-2008  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

P. C. MISHRA  
21-11-2008  
Presiding Officer  
Industrial Tribunal, Bhubaneswar

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By order of the Governor  
K. C. BASKE  
Under-Secretary to Government